

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION**

THIS DOCUMENT RELATES TO:

*Cabell County Commission v.
AmerisourceBergen Drug Corp., et al.,
Case No. 1:17-op-45053-DAP (S.D. W. Va.)*

MDL No. 2804

Case No. 1:17-md-2804

Judge Dan Aaron Polster

**RITE AID CORPORATION'S MOTION TO DISMISS
FOR LACK OF PERSONAL JURISDICTION**

Pursuant to Federal Rule of Civil Procedure 12(b)(2), Rite Aid Corporation ("RAC") respectfully moves this Court to dismiss Plaintiff Cabell County Commission's claims against RAC for lack of personal jurisdiction. Fed. R. Civ. P. 12(b)(2). RAC refers the Court to the attached memorandum in support for a full statement of the bases for this Motion.

Date: June 8, 2018

Respectfully submitted,

/s/ Elisa P. McEnroe

Elisa P. McEnroe, Esq.

elisa.mcenroe@morganlewis.com

Morgan, Lewis & Bockius LLP

1701 Market Street

Philadelphia, PA 19103-2921

T: 215-963-5917

F: 215-963-5001

Kelly A. Moore, Esq.

kelly.moore@morganlewis.com

Morgan, Lewis & Bockius LLP

101 Park Avenue

New York, NY 10178-0060

T: 212-309-6612

F: 212-309-6001

*Counsel for Rite Aid Corporation
and Rite Aid of Maryland, Inc.*

CERTIFICATE OF SERVICE

I certify that the foregoing document and all of its attachments were electronically filed on June 8, 2018 with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all registered users.

/s/ Elisa P. McEnroe
Elisa P. McEnroe